



DEPARTMENT OF THE ARMY
OFFICE OF THE ASSISTANT SECRETARY
CIVIL WORKS
108 ARMY PENTAGON
WASHINGTON DC 20310-0108



REPLY TO
ATTENTION OF

August 18, 2004

MEMORANDUM FOR THE DIRECTOR OF CIVIL WORKS

SUBJECT: Upper Snake River Restoration Project, Jackson Hole, Wyoming - Project Cooperation Agreement and Sponsor Credit for Work-in-Kind

This responds to General Strock's memorandum dated June 30, 2004 and Mr. Hecker's memorandum dated July 23, 2004, on the above subjects.

I have reviewed the information contained in General Strock's memorandum requesting approval of credit for work carried out by the non-Federal sponsor before the Project Cooperation Agreement (PCA) execution date. Section 101(b)(28)(B)(ii) of the Water Resources Development Act (WRDA) of 2000 directs the Secretary of the Army to provide such credit if the Secretary determines that the work is integral to the project. Based on the information provided, I have determined that the in-kind services provided by the sponsor, costing approximately \$472,000, are integral to the project and as such are eligible for credit toward the sponsor share of the cost. The date of this memorandum should be inserted in Article I.L. of the PCA.

In response to Mr. Hecker's memorandum regarding the PCA, the draft PCA is approved, subject to the attached changes. Authority to sign the final PCA on behalf of the Department of the Army is hereby delegated to the district commander.

I also approve Mr. Hecker's request to delegate authority to the district commander to accept future work-in-kind to be accomplished by the sponsors and identify the costs for credit toward the sponsors' required contribution. Section 101(b)(28)(B)(i) of WRDA 2000 allows the non-Federal share of project costs to be provided in cash or in the form of in-kind services or materials. Work-in-kind crediting would be appropriate upon a determination by the Corps that the work-in-kind is integral to the project and comports with all of the terms and conditions stipulated in the PCA. Article I.K. of the PCA should be modified to reflect this delegation.

John Paul Woodley, Jr.
Assistant Secretary of the Army
(Civil Works)

Attachment

Enclosure 1

